

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

ALEXANDER P. YANKO,  
Plaintiff,  
vs.

Case No.: 2:22-cv-01311-GMN-DJA

## ORDER

WELLPATH, LLC,  
Defendant.

Pending before the Court is the Report and Recommendation (“R&R”), (ECF No. 4), of United States Magistrate Judge Daniel J. Albregts, which recommends dismissing Plaintiff Alexander Yanko’s (“Plaintiff’s”) Complaint, (ECF No. 1-1), for failure to either pay the filing fee or file an application to proceed *in forma pauperis* on the correct form.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made. *Id.* The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge’s R&R where no objections have been filed. *See, e.g., United States v. Reyna-Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

Here, no objections were filed, and the deadline to do so has passed. (*See* Min. Order,

1 ECF No. 4) (setting a February 4, 2023, deadline for objections).

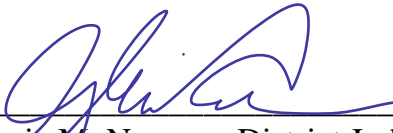
2 Accordingly,

3 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 4), is  
4 **ACCEPTED and ADOPTED** in full.

5 **IT IS FURTHER ORDERED** that Plaintiff's Complaint, (ECF No. 1-1), is  
6 **DISMISSED** without prejudice.

7 **IT IS FURTHER ORDERED** that the Clerk is instructed to close the case.

8 Dated this 6 day of February, 2023.

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12 Gloria M. Navarro, District Judge  
13 United States District Court  
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